

CWP-22516 of 2024

2024:PHHC:117916



**IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH**

CWP-22516 of 2024

Date of decision: 09.09.2024

Ghansham

.....Petitioner

Versus

State of Punjab and others

.....Respondents

**CORAM: HON'BLE MR. JUSTICE NAMIT KUMAR**

Present: - Mr. Harshit Jain, Advocate,  
for the petitioner.

Mr. Rajesh Sehgal, Addl. A.G., Punjab,  
for respondents No.1 and 3.

Mr. Parambir Singh, Advocate,  
for respondent No.2.

**NAMIT KUMAR, J. (ORAL)**

1. This writ petition has been filed by the petitioners under Articles 226/227 of the Constitution of India directing the respondents to release the entire pending retiral benefits of Rs.19,95,769/- of the petitioner including leave encashment and gratuity along with interest at the rate of 18% per annum.

2. Learned counsel for the petitioner submits that petitioner retired from service on attaining the age of superannuation as Sanitary Inspector on 31.05.2024, however, the pensionary benefits have not been released to the petitioner except a sum of Rs.1,00,000/- and approximately Rs.19,95,769/- are due. Learned counsel submits that petitioner has submitted legal notice dated 05.08.2024 (Annexure P-2) and at this stage, petitioner would be satisfied, if the said legal notice is

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considered and decided by passing a speaking order in a time-bound frame.

3. Notice of motion.

4. Mr. Rajesh Sehgal, Addl. A.G., Punjab, accepts notice on behalf of respondents No.1 and 3 and Mr. Parambir Singh, Advocate, accepts notice on behalf of respondent No.2 and have no objection to the innocuous prayer made by learned counsel for the petitioner.

5. I have heard learned counsel for the parties and have gone through the record of the case.

6. Without expressing any opinion on the merits of the case or the claim being made by the petitioner in the present petition, respondent No.2 is directed to consider and decide the claim made by the petitioner in legal notice dated 05.08.2024 (Annexure P-2) in accordance with law, by passing a speaking order within a period of three months from the date of receipt of certified copy of this order. In case, the petitioner is found entitled, necessary benefits be released within a period of three weeks thereafter.

7. The petition stands disposed of.

**(NAMIT KUMAR)**  
**JUDGE**

09.09.2024  
R.S.

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No